



Sen. Daniel Biss

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09900SB1265sam002

LRB099 09122 MGM 32522 a

1 AMENDMENT TO SENATE BILL 1265

2 AMENDMENT NO. _____. Amend Senate Bill 1265 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing
5 Section 1A-16.5 as follows:

6 (10 ILCS 5/1A-16.5)

7 (Text of Section before amendment by P.A. 98-1171)

8 Sec. 1A-16.5. Online voter registration.

9 (a) The State Board of Elections shall establish and
10 maintain a system for online voter registration that permits a
11 person to apply to register to vote or to update his or her
12 existing voter registration. In accordance with technical
13 specifications provided by the State Board of Elections, each
14 election authority shall maintain a voter registration system
15 capable of receiving and processing voter registration
16 application information, including electronic signatures, from

1 the online voter registration system established by the State
2 Board of Elections.

3 (b) The online voter registration system shall employ
4 security measures to ensure the accuracy and integrity of voter
5 registration applications submitted electronically pursuant to
6 this Section.

7 (c) The Board may receive voter registration information
8 provided by applicants using the State Board of Elections'
9 website, may cross reference that information with data or
10 information contained in the Secretary of State's database in
11 order to match the information submitted by applicants, and may
12 receive from the Secretary of State the applicant's digitized
13 signature upon a successful match of that applicant's
14 information with that contained in the Secretary of State's
15 database.

16 (d) Notwithstanding any other provision of law, a person
17 who is qualified to register to vote and who has an authentic
18 Illinois driver's license or State identification card issued
19 by the Secretary of State may submit an application to register
20 to vote electronically on a website maintained by the State
21 Board of Elections.

22 (e) An online voter registration application shall contain
23 all of the information that is required for a paper application
24 as provided in Section 1A-16 of this Code, except that the
25 applicant shall be required to provide:

26 (1) the applicant's full Illinois driver's license or

1 State identification card number;

2 (2) the last 4 digits of the applicant's social
3 security number; and

4 (3) the date the Illinois driver's license or State
5 identification card was issued.

6 (f) For an applicant's registration or change in
7 registration to be accepted, the applicant shall mark the box
8 associated with the following statement included as part of the
9 online voter registration application:

10 "By clicking on the box below, I swear or affirm all of the
11 following:

12 (1) I am the person whose name and identifying information
13 is provided on this form, and I desire to register to vote in
14 the State of Illinois.

15 (2) All the information I have provided on this form is
16 true and correct as of the date I am submitting this form.

17 (3) I authorize the Secretary of State to transmit to the
18 State Board of Elections my signature that is on file with the
19 Secretary of State and understand that such signature will be
20 used by my local election authority on this online voter
21 registration application for admission as an elector as if I
22 had signed this form personally."

23 (g) Immediately upon receiving a completed online voter
24 registration application, the online voter registration system
25 shall send, by electronic mail, a confirmation notice that the
26 application has been received. Within 48 hours of receiving

1 such an application, the online voter registration system shall
2 send by electronic mail, a notice informing the applicant of
3 whether the following information has been matched with the
4 Secretary of State database:

5 (1) that the applicant has an authentic Illinois
6 driver's license or State identification card issued by the
7 Secretary of State and that the driver's license or State
8 identification number provided by the applicant matches
9 the driver's license or State identification card number
10 for that person on file with the Secretary of State;

11 (2) that the date of issuance of the Illinois driver's
12 license or State identification card listed on the
13 application matches the date of issuance of that card for
14 that person on file with the Secretary of State;

15 (3) that the date of birth provided by the applicant
16 matches the date of birth for that person on file with the
17 Secretary of State; and

18 (4) that the last 4 digits of the applicant's social
19 security number matches the last 4 digits for that person
20 on file with the Secretary of State.

21 (h) If the information provided by the applicant matches
22 the information on the Secretary of State's databases for any
23 driver's license and State identification card holder and is
24 matched as provided in subsection (g) above, the online voter
25 registration system shall:

26 (1) retrieve from the Secretary of State's database

1 files an electronic copy of the applicant's signature from
2 his or her Illinois driver's license or State
3 identification card and such signature shall be deemed to
4 be the applicant's signature on his or her online voter
5 registration application;

6 (2) within 2 days of receiving the application, forward
7 to the county clerk or board of election commissioners
8 having jurisdiction over the applicant's voter
9 registration: (i) the application, along with the
10 applicant's relevant data that can be directly loaded into
11 the jurisdiction's voter registration system and (ii) a
12 copy of the applicant's electronic signature and a
13 certification from the State Board of Elections that the
14 applicant's driver's license or State identification card
15 number, driver's license or State identification card date
16 of issuance, and date of birth and social security
17 information have been successfully matched.

18 (i) Upon receipt of the online voter registration
19 application, the county clerk or board of election
20 commissioners having jurisdiction over the applicant's voter
21 registration shall promptly search its voter registration
22 database to determine whether the applicant is already
23 registered to vote at the address on the application and
24 whether the new registration would create a duplicate
25 registration. If the applicant is already registered to vote at
26 the address on the application, the clerk or board, as the case

1 may be, shall send the applicant by first class mail, and
2 electronic mail if the applicant has provided an electronic
3 mail address on the original voter registration form for that
4 address, a disposition notice as otherwise required by law
5 informing the applicant that he or she is already registered to
6 vote at such address. If the applicant is not already
7 registered to vote at the address on the application and the
8 applicant is otherwise eligible to register to vote, the clerk
9 or board, as the case may be, shall:

10 (1) enter the name and address of the applicant on the
11 list of registered voters in the jurisdiction; and

12 (2) send by mail, and electronic mail if the applicant
13 has provided an electronic mail address on the voter
14 registration form, a disposition notice to the applicant as
15 otherwise provided by law setting forth the applicant's
16 name and address as it appears on the application and
17 stating that the person is registered to vote.

18 (j) An electronic signature of the person submitting a
19 duplicate registration application or a change of address form
20 that is retrieved and imported from the Secretary of State's
21 driver's license or State identification card database as
22 provided herein may, in the discretion of the clerk or board,
23 be substituted for and replace any existing signature for that
24 individual in the voter registration database of the county
25 clerk or board of election commissioners.

26 (k) Any new registration or change of address submitted

1 electronically as provided in this Section shall become
2 effective as of the date it is received by the county clerk or
3 board of election commissioners having jurisdiction over said
4 registration. Disposition notices prescribed in this Section
5 shall be sent within 5 business days of receipt of the online
6 application or change of address by the county clerk or board
7 of election commissioners.

8 (l) All provisions of this Code governing voter
9 registration and applicable thereto and not inconsistent with
10 this Section shall apply to online voter registration under
11 this Section. All applications submitted on a website
12 maintained by the State Board of Elections shall be deemed
13 timely filed if they are submitted no later than 11:59 p.m. on
14 the final day for voter registration prior to an election.
15 After the registration period for an upcoming election has
16 ended and until the 2nd day following such election, the web
17 page containing the online voter registration form on the State
18 Board of Elections website shall inform users of the procedure
19 for grace period voting.

20 (m) The State Board of Elections shall maintain a list of
21 the name, street address, e-mail address, and likely precinct,
22 ward, township, and district numbers, as the case may be, of
23 people who apply to vote online through the voter registration
24 system and those names and that information shall be stored in
25 an electronic format on its website, arranged by county and
26 accessible to State and local political committees.

1 (n) The Illinois State Board of Elections shall submit a
2 report to the General Assembly and the Governor by January 31,
3 2014 detailing the progress made to implement the online voter
4 registration system described in this Section.

5 (o) The online voter registration system provided for in
6 this Section shall be fully operational by July 1, 2014.

7 (Source: P.A. 98-115, eff. 7-29-13; 98-756, eff. 7-16-14.)

8 (Text of Section after amendment by P.A. 98-1171)

9 Sec. 1A-16.5. Online voter registration.

10 (a) The State Board of Elections shall establish and
11 maintain a system for online voter registration that permits a
12 person to apply to register to vote or to update his or her
13 existing voter registration. In accordance with technical
14 specifications provided by the State Board of Elections, each
15 election authority shall maintain a voter registration system
16 capable of receiving and processing voter registration
17 application information, including electronic signatures, from
18 the online voter registration system established by the State
19 Board of Elections.

20 (b) The online voter registration system shall employ
21 security measures to ensure the accuracy and integrity of voter
22 registration applications submitted electronically pursuant to
23 this Section.

24 (c) The Board may receive voter registration information
25 provided by applicants using the State Board of Elections'

1 website, may cross reference that information with data or
2 information contained in the Secretary of State's database in
3 order to match the information submitted by applicants, and may
4 receive from the Secretary of State the applicant's digitized
5 signature upon a successful match of that applicant's
6 information with that contained in the Secretary of State's
7 database.

8 (d) Notwithstanding any other provision of law, a person
9 who is qualified to register to vote and who has an authentic
10 Illinois driver's license or State identification card issued
11 by the Secretary of State may submit an application to register
12 to vote electronically on a website maintained by the State
13 Board of Elections.

14 (e) An online voter registration application shall contain
15 all of the information that is required for a paper application
16 as provided in Section 1A-16 of this Code, except that the
17 applicant shall be required to provide:

18 (1) the applicant's full Illinois driver's license or
19 State identification card number;

20 (2) the last 4 digits of the applicant's social
21 security number; and

22 (3) the date the Illinois driver's license or State
23 identification card was issued.

24 (f) For an applicant's registration or change in
25 registration to be accepted, the applicant shall mark the box
26 associated with the following statement included as part of the

1 online voter registration application:

2 "By clicking on the box below, I swear or affirm all of the
3 following:

4 (1) I am the person whose name and identifying information
5 is provided on this form, and I desire to register to vote in
6 the State of Illinois.

7 (2) All the information I have provided on this form is
8 true and correct as of the date I am submitting this form.

9 (3) I authorize the Secretary of State to transmit to the
10 State Board of Elections my signature that is on file with the
11 Secretary of State and understand that such signature will be
12 used by my local election authority on this online voter
13 registration application for admission as an elector as if I
14 had signed this form personally."

15 (g) Immediately upon receiving a completed online voter
16 registration application, the online voter registration system
17 shall send, by electronic mail, a confirmation notice that the
18 application has been received. Within 48 hours of receiving
19 such an application, the online voter registration system shall
20 send by electronic mail, a notice informing the applicant of
21 whether the following information has been matched with the
22 Secretary of State database:

23 (1) that the applicant has an authentic Illinois
24 driver's license or State identification card issued by the
25 Secretary of State and that the driver's license or State
26 identification number provided by the applicant matches

1 the driver's license or State identification card number
2 for that person on file with the Secretary of State;

3 (2) that the date of issuance of the Illinois driver's
4 license or State identification card listed on the
5 application matches the date of issuance of that card for
6 that person on file with the Secretary of State;

7 (3) that the date of birth provided by the applicant
8 matches the date of birth for that person on file with the
9 Secretary of State; and

10 (4) that the last 4 digits of the applicant's social
11 security number matches the last 4 digits for that person
12 on file with the Secretary of State.

13 (h) If the information provided by the applicant matches
14 the information on the Secretary of State's databases for any
15 driver's license and State identification card holder and is
16 matched as provided in subsection (g) above, the online voter
17 registration system shall:

18 (1) retrieve from the Secretary of State's database
19 files an electronic copy of the applicant's signature from
20 his or her Illinois driver's license or State
21 identification card and such signature shall be deemed to
22 be the applicant's signature on his or her online voter
23 registration application;

24 (2) within 2 days of receiving the application, forward
25 to the county clerk or board of election commissioners
26 having jurisdiction over the applicant's voter

1 registration: (i) the application, along with the
2 applicant's relevant data that can be directly loaded into
3 the jurisdiction's voter registration system and (ii) a
4 copy of the applicant's electronic signature and a
5 certification from the State Board of Elections that the
6 applicant's driver's license or State identification card
7 number, driver's license or State identification card date
8 of issuance, and date of birth and social security
9 information have been successfully matched.

10 (i) Upon receipt of the online voter registration
11 application, the county clerk or board of election
12 commissioners having jurisdiction over the applicant's voter
13 registration shall promptly search its voter registration
14 database to determine whether the applicant is already
15 registered to vote at the address on the application and
16 whether the new registration would create a duplicate
17 registration. If the applicant is already registered to vote at
18 the address on the application, the clerk or board, as the case
19 may be, shall send the applicant by first class mail, and
20 electronic mail if the applicant has provided an electronic
21 mail address on the original voter registration form for that
22 address, a disposition notice as otherwise required by law
23 informing the applicant that he or she is already registered to
24 vote at such address. If the applicant is not already
25 registered to vote at the address on the application and the
26 applicant is otherwise eligible to register to vote, the clerk

1 or board, as the case may be, shall:

2 (1) enter the name and address of the applicant on the
3 list of registered voters in the jurisdiction; and

4 (2) send by mail, and electronic mail if the applicant
5 has provided an electronic mail address on the voter
6 registration form, a disposition notice to the applicant as
7 otherwise provided by law setting forth the applicant's
8 name and address as it appears on the application and
9 stating that the person is registered to vote.

10 (j) An electronic signature of the person submitting a
11 duplicate registration application or a change of address form
12 that is retrieved and imported from the Secretary of State's
13 driver's license or State identification card database as
14 provided herein may, in the discretion of the clerk or board,
15 be substituted for and replace any existing signature for that
16 individual in the voter registration database of the county
17 clerk or board of election commissioners.

18 (k) Any new registration or change of address submitted
19 electronically as provided in this Section shall become
20 effective as of the date it is received by the county clerk or
21 board of election commissioners having jurisdiction over said
22 registration. Disposition notices prescribed in this Section
23 shall be sent within 5 business days of receipt of the online
24 application or change of address by the county clerk or board
25 of election commissioners.

26 (l) All provisions of this Code governing voter

1 registration and applicable thereto and not inconsistent with
2 this Section shall apply to online voter registration under
3 this Section. Notwithstanding any other deadlines for voter
4 registration or grace period registrations, all ~~All~~
5 applications submitted on a website maintained by the State
6 Board of Elections shall be deemed timely filed if they are
7 submitted no later than 11:59 p.m. on the 16th day ~~final day~~
8 ~~for voter registration~~ prior to an election. After the online
9 registration period for an upcoming election has ended and
10 until the 2nd day following such election, the web page
11 containing the online voter registration form on the State
12 Board of Elections website shall inform users of the procedure
13 for grace period voting.

14 (m) The State Board of Elections shall maintain a list of
15 the name, street address, e-mail address, and likely precinct,
16 ward, township, and district numbers, as the case may be, of
17 people who apply to vote online through the voter registration
18 system and those names and that information shall be stored in
19 an electronic format on its website, arranged by county and
20 accessible to State and local political committees.

21 (n) The Illinois State Board of Elections shall develop or
22 cause to be developed an online voter registration system able
23 to be accessed by at least the top two most used mobile
24 electronic operating systems by January 1, 2016.

25 (o) (Blank).

26 (p) Each State department that maintains an Internet

1 website must include a hypertext link to the homepage website
2 maintained and operated pursuant to this Section 1A-16.5. For
3 the purposes of this Section, "State department" means the
4 departments of State Government listed in Section 5-15 of the
5 Civil Administrative Code of Illinois (General Provisions and
6 Departments of State Government).

7 (Source: P.A. 98-115, eff. 7-29-13; 98-756, eff. 7-16-14;
8 98-1171, eff. 6-1-15.)

9 Section 95. No acceleration or delay. Where this Act makes
10 changes in a statute that is represented in this Act by text
11 that is not yet or no longer in effect (for example, a Section
12 represented by multiple versions), the use of that text does
13 not accelerate or delay the taking effect of (i) the changes
14 made by this Act or (ii) provisions derived from any other
15 Public Act."